

PTO/SB/21 (01-08)

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/517,014
Filing Date	December 6, 2004
First Named Inventor	Bacher, Helmut
Art Unit	1722
Examiner Name	Maria Veronica Ewald
Attorney Docket Number	080634-000000US

ENCLOSURES (Check all that apply)

- | | | |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement

<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input checked="" type="checkbox"/> Petition and Request to Correct the Assignee Pursuant to 37 CFR 3.81(b)
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation
Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____
<input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Return Postcard |
|---|---|--|
- Remarks: The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	J. Georg Seka		
Date	February 12, 2008	Reg. No.	24,491

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature			
Typed or printed name	Jane Welch	Date	February 12, 2008



Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2007

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130)

Complete if Known

Application Number	10/517,014
Filing Date	December 6, 2004
First Named Inventor	Bacher, Helmut
Examiner Name	Maria Veronica Ewald
Art Unit	1722
Attorney Docket No.	080634-000000US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____
☒ Deposit Account Deposit Account Number: 20-1430 Deposit Account Name: Townsend and Townsend and Crew LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	
Utility	310	155	510	255	210	105	
Design	210	105	100	50	130	65	
Plant	210	105	310	155	160	80	
Reissue	310	155	510	255	620	310	
Provisional	210	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	210	105
Multiple dependent claims	370	185
Total Claims		
Extra Claims		
Fee (\$)		
Fee Paid (\$)		

-20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20

Indep. Claims -3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount) _____
Other (e.g., late filing surcharge): Petition and Request to Correct the Assignee Pursuant to 37 CFR 3.81(b) 130

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 24,491	Telephone 415-576-0200
Name (Print/Type)	J. Georgi Seka	Date	February 12, 2008



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 12, 2008.

PATENT

Attorney Docket No. 80634
Client Ref. No. 12728/1/Va

TOWNSEND and TOWNSEND and CREW LLP

By: 

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent of:

HELMUT BACHER, ET AL.

Patent No. 7,137,802

Issued: November 21, 2006

Application No. 10/517,014

Filed: December 6, 2004

For: APPARATUS FOR PROCESSING
THERMOPLASTIC SYNTHETIC
PLASTIC MATERIAL

Customer No. 20350

Confirmation No. 2765

Examiner: Maria Veronica Ewald

Technology Center/Art Unit: 1722

PETITION AND REQUEST
TO CORRECT THE ASSIGNEE
PURSUANT TO 37 CFR 3.81(b)

02/19/2008 CNEGAI 00000018 201430 10517014
01 FC:1464 130.00 DA

San Francisco, CA 94111
February 12, 2008

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Petition and Request is responsive to the Patent Office letter dated January 11, 2008 (copy enclosed).

Applicants herewith request under 37 CFR 3.81(b) to correct applicants' error in providing incorrect or erroneous assignment data.

The failure to include the correct assignee name on the PTOL-85 was inadvertent.

Attached hereto is a copy of the Notice of Recordation of Assignment Document dated May 26, 2006, which shows that the inventors assigned the application during its pendency

Patent No. 7,137,802
Petition and Request to Correct the Assignee
Pursuant to 37 CFR 3.81(b)

PATENT

to EREMA Engineering Recycling Maschinen und Anlagen Gesellschaft m.b.H. of Ansfelden, Austria. The assignment was recorded on Reel 017685, Frame 0587.


Please charge the processing fee set forth in 37 CFR 1.117(h) in the amount of \$130, and any additional fee that may be due, to Deposit Account No. 20-1430.

It is requested that the file be forwarded to the Certificates of Correction Branch for the issuance of a Certificate of Correction following a granting of this Request.

Also attached hereto is Form PTO/SB/44 which shows the requested correction of the erroneous assignment data. It is believed that the fee of \$100 for issuance of the Certificate of Correction has been previously paid. If not, or if an additional fee is due, please charge it to Deposit Account No. 20-1430.

If the Examiner believes a telephone conference would be of use, please telephone the undersigned at (415) 273-4730 (direct dial).

Respectfully submitted,


J. Georg Seka
Reg. No. 24,491

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: (415) 576-0200
Fax: (415) 576-0300
JGS:jhw
61280839 v1



UNITED STATES PATENT AND TRADEMARK OFFICE

080634-00000005

JGS, SF

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov



12/11/08

Patent No. : 7137802
Ser. No. : 10517014
Inventor(s) : Bacher, Helmut et al.
Issued : 11/21/06
Title : DEVICE FOR PROCESSING THERMOPLASTIC MATERIAL
Docket No. :

Response Due 03/11/08

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.322 and/or 1.323.

Assignees' names and addresses (assignment data) printed in a patent, are based *solely* on information supplied in the appropriate space for identifying the assignment data, i.e., item 3 of the Issue Fee Transmittal Form PTOL-85B. Granting of a request under 37 CFR 3.81(b) is required to correct applicant's error providing incorrect or erroneous assignment data, *before* issuance of a Certificate of Correction, under 37 CFR 1.323 (*see Manual of Patent Examining Procedures (M.P.E.P) Chp.1400, sect. 1481*). This procedure is required *at any time after the issue fee is paid*, including after issuance of the patent.

In view of the foregoing, your request, in this matter, is hereby denied.

A request to correct the Assignee under 37 CFR 3.81(b) should include:

- A. the processing fee set forth in 37 CFR 1.117(h) (currently \$130);
- B. a statement that the failure to include the correct assignee name on the PTOL-85B was inadvertent; and
- C. a copy of the Notice of Recordation of Assignment Document, reflecting the reel and frame number where the assignment(s) is recorded and/or reflecting proof of the date the assignment was submitted for recordation.

In the Request, Applicant(s) may request that the file be forwarded to Certificates of Correction Branch, for issuance of a Certificate of Correction, if the Request is granted.

Any request under 37 CFR 3.81(b) should be directed to the following address or facsimile number:

By mail: Mail Stop PETITIONS
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

RECEIVED

08 JAN 12 PM 3 02

RECEIVED & FORWARDED

ML

By hand: Customer Service Window
Mail Stop Petitions
Randolph Building
401 Dulany Street
Alexandria, VA 22314

By fax: (703) 872-9306
ATTN: Office of Petitions

If a fee (currently \$100) was previously submitted for consideration of a Request for Certificate of Correction, under CFR 1.323, to correct assignment data, , no additional fee is required.

A certificate of correction will be issued to correct the remaining errors noted in your request.

Henry Randall
For Cecelia Newman
Decisions & Certificates
of Correction Branch
(703) 308-9390 Ext. 108

TOWNSEND AND TOWN AND CREW LLP
TWO EMBARCADERO CENTER, EIGHTH FLOOR
SAN FRANCISCO, CA 94111-3834

HR



1862-1868



UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 26, 2006

J. GEORG SEKA
2 EMBARCADERO CENTER
8TH FLOOR
SAN FRANCISCO, CA 94111-3834

PTAS

500108893A
500108893A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 05/26/2006

REEL/FRAME: 017685/0587
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 080632/080634-000000US

ASSIGNOR:
BACHER, HELMUT

DOC DATE: 02/24/2006

ASSIGNOR:
SCHULZ, HELMUTH

DOC DATE: 02/27/2006

ASSIGNOR:
WENDELIN, GEORG

DOC DATE: 02/27/2006

ASSIGNEE:
EREMA ENGINEERING RECYCLING
MASCHINEN UND ANLAGEN
GESELLSCHAFT M.B.H.
FREINDORF, UNTERFELDSTRASSE 3
ANSFELDEN, AUSTRIA A-4052

COPY

017685/0587 PAGE 2

SERIAL NUMBER: 10513211

PATENT NUMBER:

TITLE: DEVICE FOR TREATING PLASTIC MATERIAL

FILING DATE: 11/01/2004

ISSUE DATE:

SERIAL NUMBER: 10517014

PATENT NUMBER:

TITLE: DEVICE FOR PROCESSING THERMOPLASTIC MATERIAL

FILING DATE: 12/06/2004

ISSUE DATE:

ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION

COPY

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

Page 1 of 1

PATENT NO. : 7,137,802
APPLICATION NO.: 10/517,014
ISSUE DATE : November 21, 2006
INVENTOR(S) : BACHER, Helmut, *et al.*

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Please amend the **Assignee** data, section (73), as indicated below:

EREMA Engineering Recycling Maschinen und Anlagen Gesellschaft
m.b.H., Ansfelden (AT)

MAILING ADDRESS OF SENDER (Please do not use customer number below):

TOWNSEND AND TOWNSEND AND CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, CA 94111-3834